

Atty. Ref.: VTI-114.9B(CIP)

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PATENT

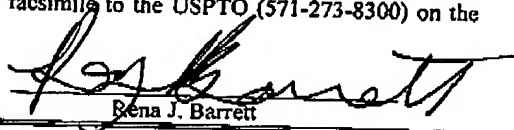
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicants:</b>	Vig, Rakesh <i>et al.</i>	<b>Art Unit:</b>	1624
<b>Serial No.:</b>	10/715,226	<b>Confirmation No.:</b>	5025
<b>Filing Date:</b>	November 17, 2003	<b>Examiner:</b>	Habte, Kahsay
		<b>Docket No.:</b>	VTI-114.9B(CIP)

**Title:** Processes for Preparing Novel Methylene Blue Derivative**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted by facsimile to the USPTO (571-273-8300) on the date shown below.

Date: September 1, 2006

  
Rena J. Barrett**CONFIRMATION OF RESPONSE TO THE OFFICE ACTION  
OF MARCH 1, 2006 (MAIL DATE) AND  
EXAMINER'S AUTHORIZATION TO CANCEL CLAIMS BY  
EXAMINER'S AMENDMENT****I. INTRODUCTORY COMMENTS**

- Request for Consideration of Response**

In response to the Examiner's telephone call of August 31, 2006 to the attorney for Applicant, this document confirms Applicant's response to the outstanding office action dated March 1, 2006 which was mailed to the undersigned's prior law firm and thereby was not timely received by Applicant. In accordance with the Examiner's statement at paragraph 1 of the office action to the effect that "[f]ailure to take action during this period will be treated as an authorization to cancel the noted claims by Examiner's Amendment and pass the case to issue," Applicant herein specifically iterates its desire to cancel the noted claims.

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- REQUEST FOR AND PAYMENT OF EXTENSION FEE

No extension fee is believed due with this filing. However, Applicant hereby provides the Commissioner with the authority to debit Kelley Drye & Warren's Deposit Account No. 11-0404 for any extension fee that may be due.

- LOCATION OF SPECIFIED SECTIONS FOR SCANNING OF THIS DOCUMENT

SPECIFIED SECTION	LOCATION OF SECTION
I. INTRODUCTORY COMMENTS	Pages 1 - 2
II. AMENDMENTS TO THE SPECIFICATION	Pages 3
III. AMENDMENTS TO THE CLAIMS	Pages 4 - 6
IV. AMENDMENTS TO THE DRAWINGS	Pages 7
V. REMARKS/ARGUMENTS	Pages 8
VI. APPENDIX	Pages 9

- REQUEST FOR ENTRANCE OF AMENDMENTS AND CONSIDERATION OF ARGUMENTS

Applicants respectfully request entrance of the amendments, and consideration of its arguments set forth below. Amended/new claims that may be construed as more limiting in scope than the scope of any of the claims prior to amendment/cancellation/addition should not be construed as an abandonment of any subject matter no longer claimed, nor should the amended/new claims be construed in any manner to waive or limit the equivalent structures of any element recited in such claims that would otherwise be available under the Doctrine of Equivalents with respect to the unamended/cancelled claims.

Amendment/cancellation/addition of the claims is not in any manner intended to, and should not be construed to, waive Applicant's right in the future to seek protection for the subject matter claimed in prior claims, or to seek protection for similar matter in any continuation, divisional, continuation-in-part, RCE, CPA or any other application claiming priority to or through the present application. Applicants expressly reserve the right to file

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applications directed to the subject matter covered by any cancelled or previously submitted claim, as well as any uncovered subject matter disclosed in the specification.

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**FIRM** United States Patent and Trademark Office  
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**NO. OF PAGES** 10 (including this page)  
**DATE** September 1, 2006

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**MESSAGE:**

**Re:** U.S. Patent Application No. 10/715,226  
Filing Date: November 17, 2003  
First Named Inventor: Vig  
Attorney Docket Number: VTI-114-9B(CIP)

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